

RONNIE OCTAVIOUS EDWARDS,)
)
Petitioner,)
)
v.)
)
HERBERT JACKSON, Supt.,)
)
Respondent.)

This language means that if Petitioner has any evidence to offer to show that there is a

genuine issue for trial, he must now present it to this Court in a form which would otherwise be admissible at trial, that is, in the form of affidavits or sworn declarations. An affidavit is a written statement, made on personal knowledge and sworn before a notary public. A sworn declaration, made and signed under the penalty of perjury, may also be submitted. Affidavits or sworn statements must be presented by Petitioner to this Court within thirty (30) days of the entry of this Order. As stated by Rule 56(e)(2), Petitioner's failure to respond may result in granting summary judgment to Respondent, that is, the dismissal of the Petition for Writ of Habeas Corpus with prejudice.

IT IS, THEREFORE, ORDERED that Petitioner has thirty (30) days from the entry of this Order to file his response, including any evidence, to Respondent's Motion for Summary Judgment.

The clerk is directed to send copies of this Order and Notice to the parties, including Ronnie Edwards, Inmate No. 0118669, Brown Creek Correctional Center, P.O. Box 310, Polkton, NC 28135.

Signed: November 16, 2010



Robert J. Conrad, Jr.
Chief United States District Judge

